IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

APPEAL NO.603 OF 2005
IN
NOTICE OF MOTION NO.576 OF 2005
IN
SUIT NO.258 OF 1996

Benzer Interiors Pvt.Ltd. Appellant
vs.
Mrs.Jean Nusly Duggan & ors. Respondents

Mr.Paras Kuhad with Mr.Manish Desai, Mr.Karthik Somasundaram, Ms.Deepti Mohan i/b.M/s.Paras Kuhad & Associates for the appellant.

Mr.R.L.Tolat i/b.M/s.L.C.Tolat & Co. for the respondent no.1.

Mr.H.J.Thakkar i/b.M/s.Solomon & Co. for the respondent no.2.

Mr.D.R.Dhurat, 1st Assistant to Court Receiver present.

CORAM : R. M. LODHA &
J.P. DEVADHAR,JJ.

DATED : 26th July 2005

P.C.

Heard Mr.Paras Kuhad, the learned counsel for the appellant and Mr.H.D.Thakker, the learned senior counsel for the respondent no.1.

2. The appellant was appointed twice as an agent of the Court Receiver but both time he committed default. In this backdrop the finding of the learned motion Judge that the appellant (defendant no.3) is not entitled to be appointed as an agent of the Court Receiver cannot be

said to suffer from any legal infirmity.

3. The appeal does not deserve to be admitted. Dismissed in limine.

(R.M. LODHA,J.)

(J.P. DEVADHAR,J.)